IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION No. 14633 of 2002

Between:

1 Radharal Peda Cheruvu Water Users Association, rep. by its President Abburi Krishna Rao,S/o.Sitaramayya,
R/o. Badharala Village, Vemulapalli Post,
Lingalapalem Mandal, West Godavri District.
2 Ramachandruni Water Users Association, rep. by its President Marisetti Ramakrishna Rao, S/o. VenkataNarasaiah, Ravikampadu,
Kamavarapukata Mandal, West Godavri District.
3 Komatu Cheruvu Water Users Association, rep. by its President Abburi Satyanarayana,S/o. Subbayya, Tadicherla, Kamavarapu Kota Mandal, West Godavri District.
4 Jami Cheruvu Water Users Association, rep. by its President Konakalla Rmanrao,S/o. Narayan,
R/o. Makkinavarigudem, T. Narasapuram Mandal,
West Godavri District.
5 Pedda Cheruvu Water Users Association, rep. by its President Takkellapati Ramamohan, S/o. Rayudayya, R/o. Tuvvachelka Rayudu Palem, Lingalapalem Mandal, West Godavri District.
6 Sitampet Check Water Users Association, rep. by its President Balusu Ramachandrarao, R/o. Sitampeta, T. Narasapuram Mandal,
West Godavri District.
7 Kopulagunta Cheruvu Water Users Association, rep. by its President Alapati Siva Rama Krishna Prasad, S/o Krishna Rao, R/o. Patachintalapudi, Chintalapudi Mandal, West Godavri District.
8 Nandamuni Viajaya Sagar Water Users Association, rep. by its President Patti Someswara rao,S/o,Saravayya, R/o. T. Narasapuram T. Narasapuram Mandal, West Godavri District.

..... PETITIONERS

AND

1 The Secretary, Irrigation & Command Area Development Department, Government of Andhra Pradesh Secretariat Buildings, Hyderabad.
2 The Deputy Executive Engineer (I & P), Head Quarter Sub Division, Eluru, West Godavari District.
3 The Deputy Executive Engineer (I & E), Sub Division, Jangareddy Gudem, West Godavari District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus or any other appropriate Writ, order or direction declaring the action of 1st Respondent in issuing G.O. Ms. No. 119, Irrigation & Command Area Development (CAD . IV.1) Department dated 15/06/2002, directing the 2nd and 4th respondents to take over the charge of the water users Associations including the petitioners as soon as the tenure of the association is completed and the further action for Respondents 2 and 3 in seeking to take charge of the petitioners as arbitrary, illegal, unjust, violative of the Fundamental Right guaranteed under Article 14 of the Constitution of India and contrary to the objects and provisions of the Andhra Pradesh Farmers Management of Irrigation Systems Act., 1997 and Consequential direction of the Respondents to continue the elected body of the Petitioner till elections are held.

Counsel for the Petitioner : Mr.K.CHIDAMBARAM

Counsel for Respondents : G.P. FOR IRRIGATION & COMM AREA DEV.

The Court made the following :

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ORDER:

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Learned counsel for the petitioner seeks permission of this Court to withdraw the writ petition. Permission is accorded.

The writ petition is accordingly dismissed as withdrawn. There shall be no order as to costs.

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N.V.RAMANA, J

Date: 29.6.2005

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To

1 The Secretary, Irrigation & Command Area Development Department, Government of Andhra Pradesh Secretariat Buildings, Hyderabad.
2 The Deputy Executive Engineer (I & P), Head Quarter Sub Division, Eluru, West Godavari District.
3 The Deputy Executive Engineer (I & E), Sub Division, Jangareddy Gudem, West Godavari District.

4 Two CCs to the G.P. for Irrigation & CAD, High Court Buildings, Hyderabad (OUT).

5 Two CD copies.